IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.1396 of 2000
Date of Decision: 16.11.2006

Swaran Kumar and others

Petitioners

versus

Municipal Corporation, Chandigarh and others

Respondents

CORAM:- **HON'BLE MR. JUSTICE JASBIR SINGH**

HON'BLE MR. JUSTICE PRITAM PAL

Present: Shri D.R.Sharma, Advocate for the petitioners
Shri K.K.Gupta, Advocate for the respondents

Jasbir Singh, J. (Oral)

This writ petition has been filed with a prayer that the respondents be directed to grant annual increments to the petitioner. It is not in dispute that the petitioners are not the regular employees of the respondents. If that is so, then the rules, on which, reliance has been placed by them, are not applicable. Regarding payment of wages to the persons, who are not regular employees of the department, decision has already been rendered by a Full Bench of this Court in *Rawel Singh and others v. The State of Punjab and another, on 13.12.2001(CWP No.13650 of 1999).* Similar view has also been expressed by Hon'ble Supreme Court in *State of Haryana and another v. Tilak Raj and others, 2003 SCC (L&S) 828*. No case is made out for interference. Dismissed. However, if any relief is available to the petitioners, as per judgment of the Full Bench, as referred to above, they may claim the same before the competent authority.

(Jasbir Singh)
Judge

November 16, 2006 **(Pritam Pal)**

gk **Judge**

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.1378 of 2000
Date of Decision: 16.11.2006

Kamal Dev and others

Petitioners

versus

Municipal Corporation, Chandigarh and others

Respondents

CORAM:- **HON'BLE MR. JUSTICE JASBIR SINGH**

HON'BLE MR. JUSTICE PRITAM PAL

Present: Shri D.R.Sharma, Advocate for the petitioners
Shri K.K.Gupta, Advocate for the respondents

Jasbir Singh, J. (Oral)

This writ petition has been filed with a prayer that the respondents be directed to grant annual increments to the petitioner. It is not in dispute that the petitioners are not the regular employees of the respondents. If that is so, then the rules, on which, reliance has been placed by them, are not applicable. Regarding payment of wages to the persons, who are not regular employees of the department, decision has already been

rendered by a Full Bench of this Court in *Rawel Singh and others v. The State of Punjab and another, on 13.12.2001(CWP No.13650 of 1999).* Similar view has also been expressed by Hon'ble Supreme Court in *State of Haryana and another v. Tilak Raj and others, 2003 SCC (L&S) 828*. No case is made out for interference. Dismissed. However, if any relief is available to the petitioners, as per judgment of the Full Bench, as referred to above, they may claim the same before the competent authority.

(Jasbir Singh)
Judge

November 16, 2006 **(Pritam Pal)**
gk **Judge**